

## **SECTION 3.5 - STORM WATER OPERATOR CERTIFICATIONS (INDUSTRIAL AND CONSTRUCTION)**

### **INTRODUCTION:**

The Water Bureau (WB) and Environmental Science and Services Division (ESSD), within the Michigan Department of Environmental Quality (MDEQ), have joint responsibility for issuing certifications for industrial and construction storm water operators. The purpose of this certification is to assure skilled operation of these facilities to prevent degradation of the environment and to protect public health.

### **A. NAME OF APPROVAL:**

Industrial and Construction Storm Water Operator Certification

### **B. STATUTORY AUTHORITY:**

Section 3103, Part 31 Water Resources Protection, Natural Resources and Environmental Protection Act (NREPA), Public Act 451 of 1994, as amended, (formerly Section 2, Public Act 245 of 1929, as amended)

Michigan Compiled Laws, Section 324.3103

### **C. APPLICABLE REGULATION:**

Part 10 Rules: Treatment Plant Operators (R 323.1251 - R 323.1259)

### **D. SUMMARY OF APPROVAL PROCESS:**

#### **1. Applicability**

An operator of an industrial site or construction site regulated pursuant to Part 31 of NREPA.

#### **2. General Requirements**

Every industrial or commercial entity which discharges liquid wastes into any surface or groundwater, or underground, or on the ground, other than through a public sanitary sewer, shall have waste treatment or control facilities under the supervision and control of persons who have been certified as being properly qualified to operate the facilities.

Certificate is valid for five years and is renewable.

#### **3. Submission Requirements**

- Formal application (Construction EQP 3431-1; Industrial EQP 3431-2)

#### 4. Procedures for Obtaining Certification Approval

Applicant reviews and studies training materials, and then reserves a seat to take an exam in any WB District Office, MDEQ. The applicant must bring proof of identification to the exam site. The exams are evaluated by ESSD, Operator Training Unit and results are provided to the Board of Examiners. Based on written examination score of the applicant, the Board of Examiners recommends certification of qualified applicants to the Director of the MDEQ, who issues certificates. Pass/fail results may be publicly published.

#### 5. Operations Requirements

Certified operator must comply with all applicable rules and regulations. Operator requirements for industrial storm water operators include the preparation of a Storm Water Pollution Prevention Plan and oversight of its implementation at the industrial facility. Operator requirements for construction storm water operators includes inspection and maintenance of records reflecting the construction site management practices that prevent the discharge of pollutants into waters of the State.

#### 6. Fees

None

#### 7. Appeal Process

Formal appeal from an operator may be made in accordance with the Administrative Procedures Act, Public Act 306 of 1969, as amended.

#### 8. Public Input Opportunities

This program is a personal licensure program. The Board of Examiners recommends certification of qualified applicants to the Director of the MDEQ, who issues certificates. The Board's recommendations are based on the written examination score. The Board meetings are open to the public and timeframes for meetings are identified on the web. Pass/fail result rates may be publicly published.

#### E. ADMINISTERING AGENCY:

Environmental Science and Services Division  
Operator Training and Certification Unit  
Michigan Department of Environmental Quality  
P.O. Box 30457  
Lansing, Michigan 48909-7957  
517-373-4755

Water Bureau, Storm Water Program  
Michigan Department of Environmental Quality  
P.O. Box 30273  
Lansing, Michigan 48909-7957  
517-241-8993